

DISCLAIMER

This electronic version of an SCC order is for informational purposes only and is not an official document of the Commission. An official copy may be obtained from the [Clerk of the Commission, Document Control Center](#).

COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, JULY 16, 2002

APPLICATION OF

APPALACHIAN POWER COMPANY

d/b/a AMERICAN ELECTRIC POWER

CASE NO. PUE-2002-00378

To revise its fuel factor

Pursuant to Va. Code § 56-249.6

ORDER ESTABLISHING 2003 FUEL FACTOR PROCEEDING

On July 1, 2002, Appalachian Power Company d/b/a American Electric Power ("Appalachian" or "the Company") filed with the State Corporation Commission ("Commission") its application, written testimony, and exhibits requesting an increase in its fuel factor from 1.310¢ per kWh to 1.488¢ per kWh effective with bills rendered on and after January 1, 2003, which results in an increase in annual fuel revenues of approximately \$28.1 million.

Accordingly, IT IS ORDERED THAT:

(1) The Company's application be docketed as Case No. PUE-2002-00378, and all associated papers be filed therein.

(2) A public hearing be held on September 23, 2002, at 10:00 a.m. in the Commission's Courtroom, Second Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia, to receive comments from members of the public and to receive evidence on the application. Any person not participating as a respondent as provided in Ordering Paragraph (3) below, may give oral

testimony concerning the application as a public witness at the September 23, 2002, public hearing. Public witnesses desiring to make statements at the public hearing concerning this application need only appear in the Commission's second floor courtroom in the Tyler Building at the address set forth above prior to 10:00 a.m. on the day of the hearing and sign up to speak.

(3) On or before August 9, 2002, any person desiring to participate in this proceeding as a respondent shall file with the Clerk at the address set out in Ordering Paragraph (9) an original and fifteen (15) copies of a notice of participation as a respondent, as required by the Commission's Rules of Practice and Procedure, 5 VAC 5-20-80 B, *Participation as a respondent*, and shall serve a copy on counsel to the Company, Michael J. Quinan, Esquire, Woods, Rogers & Hazlegrove, P.L.C., 823 East Main Street, Suite 1200, Richmond, Virginia 23219. The notice of participation shall be filed and served as required by the Commission's Rules of Practice and Procedure, 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-150, *Copies and format*. Any organization, corporation, or government entity participating as a respondent must be represented by counsel as required by the Rules of Practice, 5 VAC 5-20-30, *Counsel*.

(4) Within five (5) business days of receipt of a notice of participation as a respondent, the Company shall serve upon

each respondent a copy of this Order, a copy of the application, and all materials filed with the Commission, unless these materials have already been provided to the respondent.

(5) On or before August 30, 2002, each respondent may file with the Clerk an original and fifteen (15) copies of any testimony and exhibits by which it expects to establish its case and shall serve copies of the testimony and exhibits on counsel to the Company and on all other parties. The respondent shall comply with the Commission's Rules of Practice and Procedure, 5 VAC 5-20-140, *Filing and service*, 5 VAC 5-20-150, *Copies and format*, and 5 VAC 5-20-240, *Prepared testimony and exhibits*.

(6) The Commission Staff shall investigate the Company's application and, on or before September 16, 2002, shall file with the Clerk of the Commission an original and fifteen (15) copies of the prepared testimony and exhibits the Staff intends to present at the hearing. The Staff shall contemporaneously serve copies of such testimony and exhibits on the applicant and respondents in this matter.

(7) On or before September 19, 2002, the Company shall file with the Clerk of the Commission an original and fifteen (15) copies of any testimony and exhibits that it expects to offer in rebuttal to direct testimony and exhibits of the Commission Staff and respondent.

(8) The Commission's Rules of Practice and Procedure, 5 VAC 5-20-260, *Interrogatories to parties or requests for production of documents and things*, shall be modified for this proceeding as follows: the Applicant and respondents shall respond to written interrogatories or data requests within ten (10) calendar days after the receipt of such requests. Except as so modified herein, discovery and hearing preparation procedures shall be in accordance with Part IV of the Commission's Rules of Practice and Procedure.

(9) On or before July 30, 2002, the Company shall publish the following notice as display advertising (not classified) in a newspaper or newspapers of general circulation throughout its service territory:

NOTICE TO THE PUBLIC OF AN APPLICATION BY
APPALACHIAN POWER COMPANY D/B/A
AMERICAN ELECTRIC POWER
STATE CORPORATION CASE NO. PUE-2002-00378

On July 1, 2002, Appalachian Power Company d/b/a American Electric Power ("Appalachian" or "the Company") filed with the State Corporation Commission ("Commission") its application, written testimony, and exhibits requesting an increase in its fuel factor from 1.310¢ per kWh to 1.488¢ per kWh effective with bills rendered on and after January 1, 2003, which results in an increase in annual fuel revenues of approximately \$28.1 million.

A copy of the application may be obtained, at no charge, by making a request in writing to counsel for the applicant, Michael J. Quinan, Esquire, Woods, Rogers &

Hazlegrove, P.L.C., 823 East Main Street, Suite 1200, Richmond, Virginia 23219. The application and other materials may also be inspected in the Commission's Document Control Center, Office of the Clerk of the Commission, First Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia, during Commission business hours.

On or before August 9, 2002, any person who expects to participate as a respondent in this proceeding as provided by the Commission's Rules of Practice and Procedure, 5 VAC 5-20-80 B, shall file with the Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118, an original and fifteen (15) copies of a notice of intent to participate and shall serve a copy on counsel to the Company listed above. Any organization, corporation, or government entity participating, as a respondent must be represented by counsel as required by the Rules of Practice and Procedure, 5 VAC 5-20-30. The Commission's Order for Notice and Hearing gives the complete procedural schedule and instructions on participation in this case.

A public hearing will be held on September 23, 2002, at 10:00 a.m. in the Commission's Courtroom, Second Floor, Tyler Building, 1300 East Main Street, Richmond, Virginia, to receive comments from members of the public and evidence on the application. Members of the public who desire to comment on the Company's application will be afforded an opportunity to do so at the September 23, 2002, public hearing in this case. Persons desiring to participate in this manner should arrive at the hearing location indicated above prior to the start of the hearing. Upon arrival they should notify the Bailiff in the Commission's Courtroom of their desire to speak.

Individuals with disabilities who require an accommodation to participate in the hearing should contact the Commission at least seven (7) days before the scheduled hearing date at 1-800-552-7945 (voice) or 1-804-371-9206 (TDD).

A copy of the Order for Notice and Hearing may be obtained from the Clerk of the Commission. The unofficial text of the order may be viewed at the Commission's website: <http://www.state.va.us/scc/caseinfo/orders.htm>. The Rules of Practice and Procedure and other information may also be viewed on the website.

APPALACHIAN POWER COMPANY D/B/A
AMERICAN ELECTRIC POWER

(10) On or before July 24, 2002, the Company shall serve a copy of this Order on the Chairman of the Board of Supervisors of each county (or equivalent officials in counties having alternate forms of government) in which the Company offers service, and on the Attorney and Mayor or Manager of every city and town (or equivalent officials of cities and towns having alternative forms of government in which the Company offers services). Service shall be made by first-class mail or delivery to the customary place of business or residence of the person served.

(11) On or before the commencement of the hearing, the Company shall file with the Clerk proof of the newspaper publication and proof of service required by Ordering Paragraphs (9) and (10).